PTO/SB/03A(10-01)
Approved for use through 10/31/2002, OMB 651-0031
US Patent & Tredemen 000s; U.S. DEPARTMENT OF CONSERCE

| Substitute for form 1449APTO INFORMATION DISCLOSURE           | Under the Peperwoot Reduction Ad of 1995, no persons are required to respond to a collection of information unless a contains a widd GMB control number<br>Complete if Known |                 |  |
|---|--|-----------------|--|
|   | <b>Application Number</b>  | 10/830,189      |  |
| STATEMENT BY APPLICANT (Use as many sheets as necessary)  OIP | Filing Date  | April 21, 2004  |  |
|   | First Named Inventor   | Kelleher, Brian |  |
| ( NOV, E)   | Group Art Unit   | 3736            |  |
| Sheet 1 of 2  | Examiner Name  | Unknown         |  |
|   | Attorney Docket No: 0  | 28US2           |  |

|                    | US PATENT DOCUMENTS |                     |   |                               |  |  |
|--------------------|---------------------|---------------------|---|-------------------------------|--|--|
| Examiner initial * | USP Document Number | Publication<br>Date | Name of Patentee or Applicant of cited Document . | Filing Date<br>If Appropriate |  |  |
| 38                 | US-1548184          | 08/04/1925          | Cameron, W. J.                                    | 04/11/1923                    |  |  |
| 1                  | US-20050004623A1    | 01/06/2005          | Miles, P. et al.                                  | 04/30/2004                    |  |  |
|                    | US-20050075578A1    | 04/07/2005          | Gharib, J. et al.                                 | 03/25/2004                    |  |  |
|                    | US-20050182454A1    | 08/18/2005          | Gharib, J. et al.                                 | 01/09/2004                    |  |  |
|                    | US-2808826          | 10/08/1957          | Reiner, S. et al.                                 | 01/19/1956                    |  |  |
|                    | US-4164214          | 08/14/1979          | Stark, M. M., et al.                              | 07/25/1977                    |  |  |
|                    | US-4461300          | 07/24/1984          | Christensen, J. M.                                | 01/18/1982                    |  |  |
|                    | US-5480440          | 01/02/1996          | Kambin, P.  | 07/07/1993                    |  |  |
|                    | US-5728046          | 03/17/1998          | Mayer, H. M., et al.                              | 03/18/1996                    |  |  |
|                    | US-5759159          | 06/01/1998          | Masreliez, C. J.                                  | ·                             |  |  |
|                    | US-5785658          | 07/28/1998          | Benaron   |                               |  |  |
|                    | US-5862314          | 01/19/1999          | Jeddeloh  |                               |  |  |
|                    | US-5872314          | 02/16/1999          | Clinton   |                               |  |  |
|                    | US-5928139          | 07/27/1999          | Koros, T. B.                                      | 07/08/1998                    |  |  |
|                    | US-6206826          | 03/27/2001          | Mathews, H. et al.                                | 06/18/1999                    |  |  |
|                    | US-6334068          | 12/25/2001          | Hacker, D. C.                                     | 09/14/1999                    |  |  |
|                    | US-6760616          | 07/06/2004          | Hoey, M. F., et al.                               | 05/18/2001                    |  |  |
| 18                 | US-6902569          | 06/07/2005          | Parmer, K. et al.                                 | 06/26/2003                    |  |  |

| Change(s) a | pplied                 | FOREIGN PATENT DOCUMENTS |                  |  |    |  |  |
|-------------|------------------------|--------------------------|------------------|--|----|--|--|
| to documen  | ,Examiner<br>Initials* | Foreign Document No      | Publication Date | Name of Patentee or Applicant of cited<br>Document | T² |  |  |
| /J.F./      | 28                     | WO-03037170A3            | 05/08/2003       | Miles, P., et al. 11/13/2003                       |    |  |  |
| 5/16/2011   | 78                     | WO-05013805A3            | 02/17/2005       | Miles, P., et al.                                  |    |  |  |

|                       | OTHE         | R DOCUMENTS NON PATENT LITERATURE DOCUMENTS   |    |
|-----------------------|--------------|---|----|
| Examiner<br>Initials* | Cite<br>No 1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | 74 |
| (38)                  |              | "Brackmann II EMG System", Medical Electronics, (1999), 4 pages   |    |
|                       |              | "Neurovision SE Nerve Locator/Monitor", <u>RLN Systems, Inc. Operators Manual</u> , (1999), 22 pages  |    |
| BB                    |              | "The Brackmann II EMG Monitoring System", Medical Electronics Co. Operator's Manual Version 1.1, (1995), 50 pages   |    |

| EXAMINER Br. | - Jeur | DATE CONSIDERED | 5-8-06 |
|--------------|--------|-----------------|--------|

PTO/SB/08a(04-07)
Approved for use through 7/31/2006. OMB 0651-0031
US Patent & Tracemark Office: U.S. DEPARTMENT OF COMMERCE.
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE Complete if Known STATEMENT BY APPLICANT **Application Number** 10/830,189 **Filing Date** April 21, 2004 **First Named Inventor** Brian S. Kelleher **Art Unit** 3736 Brian S. Szmal **Examiner Name** (Use as many sheets as necessary) Attorney Docket No: 028US2 Sheet 2 of 3

|           | L      |
|-----------|--------|
| Change(s) | ۲      |
| to docume |        |
| /J.F./    | L      |
| 5/16/201  | mirina |

| Examiner Initial * Cite No Document Number |     |                  | Publication Date | Name of Patentee or Applicant of<br>Cited Document | Filing Date If Appropriate |
|--|-----|------------------|------------------|--|----------------------------|
|  |     | US-4226228       | 10/07/1980       | Shin, H. J., et al.                                | 11/02/1978                 |
|  |     | US-972983        | 10/18/1910       | Arthur, R. S.                                      | 05/17/1909                 |
| <del>applied</del>                         |     | US-4784150       | 11/15/1988       | Voorhies, R. M., et al.                            | 11/04/1986                 |
| applied                                    |     | US-20020193843A1 | 12/19/2002       | Hill, M. R., et al.                                | 08/09/2002                 |
| ıt,  |     | US-20030032966A1 | 02/13/2003       | Foley, K. T., et al.                               | 09/27/2002                 |
|  |     | US-5776144       | 07/07/1998       | Leysieffer, H. et al.                              | 10/07/1996                 |
|  |     | US-1328624       | 01/20/1920       | Graham, F. B.                                      | 08/13/1917                 |
| _  |     | US-6425859       | 07/30/2002       | Foley, K. T., et al.                               | 11/09/1999                 |
|  |     | US-5741253       | 04/21/1998       | Michelson, Gary K.                                 | 10/29/1992                 |
|  |     | US-6120503       | 09/19/2000       | Michelson, Gary K.                                 | 09/05/1997                 |
| 01/19/1                                    | 999 | US-5860973       | 10/30/1996       | Michelson, Gary K.                                 | 01/19/1999                 |
|  |     | US-6181961       | 01/30/2001       | Prass, Richard L.                                  | 12/16/1998                 |
|  |     | US-5450845       | 09/19/1995       | Axelgaard, Jens                                    | 01/11/1993                 |
|  |     | US-7079883       | 07/18/2006       | Marino, J. F., et al.                              | 05/07/2003                 |
|  |     | US-20060224078A1 | 10/05/2006       | Hoey, M. et al.                                    | 05/23/2006                 |
|  |     | US-5599279       | 02/04/1997       | Slotman, G. J., et al.                             | 01/29/1996                 |
|  |     | US-20050004593A1 | 01/06/2005       | Simonson, R. E.                                    | 07/26/2004                 |
|  |     | US-6425901       | 07/30/2002       | Zhu, Y. H., et al.                                 | 12/04/1997                 |
|  |     | US-6929606       | 08/16/2005       | Ritland, S.  | 05/13/2003                 |
|  |     | US-5759159       | 06/02/1998       | Masreliez  | 09/25/1996                 |

|                       |            | FOF                     | REIGN PATENT     | DOCUMENTS                                       |    |
|-----------------------|------------|-------------------------|------------------|---|----|
| Examiner<br>Initials* | Cite<br>No | Foreign Patent Document | Publication Date | Name of Patentee or Applicant of cited Document | T² |
|                       |            | WO-200067645A1          | 11/16/2000       | Kleffner, B. V., et al.                         |    |
|                       |            | DE-29908259             | 07/15/1999       | Kleffner, B.V., et al.                          |    |
|                       |            | FR-2795624              | 01/05/2001       | Bolger, Ciaran, et al.                          |    |
|                       |            | EP-0972538A2            | 01/19/2000       | Duysens, V. P., et al.                          |    |
|                       |            | WO-0137728A1            | 05/31/2001       | Kelleher, B. S., et al.                         |    |
|                       |            | WO-0038574A1            | 07/06/2000       | Marino, J. F., et al.                           |    |

|                       | OTHER                   | R DOCUMENTS NON PATENT LITERATURE DOCUMENTS   |    |
|-----------------------|-------------------------|---|----|
| Examiner<br>Initials* | Cite<br>No <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T² |

EXAMINER /E

/Brian Szmal/

DATE CONSIDERED

03/19/2008